

04-523 WYSS, ET AL. V. CITY OF HOQUIAM, ET AL.

Questions Presented

1. Whether United States Constitution requires cities to provide homeowner an opportunity for hearing prior to seizure of a home, except if acting properly under a warrant or a specific code or statute, or in a clear case of emergency?
2. Whether "**1997 Uniform Code for the Abatement of Dangerous Buildings**" limit city exercise of police power under that Code's **§403.1, §404, §501.1 and §504**, regarding due process in owner's appeal and hearing, when a timely appeal is filed, unless an emergency exists or immediate need is stated in "notice and order", and the alternate 10-day shortened appeal is granted to homeowner to expedite due process?
3. Whether decision below permits city to use standardless, arbitrary and selective or capricious methods to designate and to abate a home, and violates the Due Process Clause, the Equal Protection Clause, and homeowner's United States Constitutional rights under and Amendments IV, V or XIV?